

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER FRZ-114US
INTERNATIONAL APPLICATION NO. PCT/AT2005/000044	INTERNATIONAL FILING DATE 10 February 2005 (10.02.2005)	U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/588,814
TITLE OF INVENTION METHOD AND DEVICE FOR DETERMINING PARAMETERS OF FLUCTUATING FLOW (As Amended)		PRIORITY DATE CLAIMED 10 February 2004 (10.02.2004)
APPLICANT(S) FOR DO/EO/US Hubert ZANGLE; Anton FUCHS		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.		
2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.		
3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.		
4. <input type="checkbox"/> The US has been elected (Article 31).		
5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 		
6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 		
7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 		
8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).		
9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).		
10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).		
Items 11 to 20 below concern document(s) or information included:		
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.		
12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13. <input type="checkbox"/> A preliminary amendment.		
14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.		
15. <input type="checkbox"/> A substitute specification.		
16. <input type="checkbox"/> A power of attorney and/or change of address letter.		
17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.		
18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).		
19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).		
20. <input checked="" type="checkbox"/> Other items or information: Return Postcard; Certificate of Express Mail; PTO-2038		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <div style="text-align: center;">10/588,814</div>		INTERNATIONAL APPLICATION NO. <div style="text-align: center;">PCT/AT2005/000044</div>		ATTORNEY'S DOCKET NUMBER <div style="text-align: center;">FRZ-114US</div>	
The following fees have been submitted 21. <input type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300 22. <input type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 All other situations..... \$200 23. <input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 Search fee (37 CFR 1.44(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared by an ISA other than the US. and provided to the Office or previously communicated to the US by the IB..... \$400 All other situations..... \$500 <div style="text-align: right;">TOTAL OF 21, 22 and 23 =</div>				<div style="text-align: center;">CALCULATIONS PTO USE ONLY</div> <div style="border: 1px solid black; height: 150px; margin-top: 10px;"></div>	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. <div style="display: flex; justify-content: space-between;"> Total Sheets Extra Sheets Number of each additional 50 or fraction thereof (round up to a whole number) RATE </div> <div style="margin-top: 10px;"> - 100 = /50 = x \$250 </div>				<div style="border: 1px solid black; height: 100px; margin-top: 10px;"></div>	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<div style="border: 1px solid black; padding: 2px;">\$ 130</div>	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	- 20 =		x \$ 50		
Independent claims	- 3 =		x \$200		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360		
TOTAL OF ABOVE CALCULATIONS =				\$ 130	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.					
SUBTOTAL =				\$ 130	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(ii)).				<div style="border: 1px solid black; padding: 2px;">\$</div>	
TOTAL NATIONAL FEE =				\$ 130	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				<div style="border: 1px solid black; padding: 2px;">\$ 40</div>	
TOTAL FEES ENCLOSED =				\$ 170	
				Amount to be refunded:	\$
				Amount to be charged:	\$ 170
03/29/2007 MKAYPAGH 00000045 10588814					
01 FCF1617 130.00 OP					
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>18-0350</u> . A duplicate copy of this sheet is enclosed.					
d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO:					
<input checked="" type="checkbox"/> Customer Number 23122					
OR					
<input type="checkbox"/> Ratner Prestia, P.O. Box 980, Valley Forge, PA 19482					
<input type="checkbox"/> Ratner Prestia, P.O. Box 1596, Wilmington, DE 19899					
Date : March 27, 2007					
				SIGNATURE <div style="text-align: center;"> Jacques L. Etkowicz </div>	
				NAME <div style="text-align: center;">41,738</div>	
				REGISTRATION NUMBER	



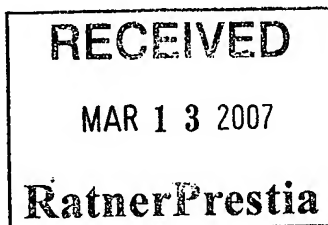
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

Resp. Due (2 mos) 5-6-07

U.S. APPLICATION NUMBER NO. 10/588,814	FIRST NAMED APPLICANT Hubert Zangl	ATTY. DOCKET NO. FRZ-114US
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23122
RATNERPRESTIA
P O BOX 980
VALLEY FORGE, PA 19482-0980



INTERNATIONAL APPLICATION NO.

PCT/AT05/00044

I.A. FILING DATE	PRIORITY DATE
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02/10/2005

02/10/2004

CONFIRMATION NO. 4015

371 FORMALITIES LETTER



OC000000022762696

Date Mailed: 03/06/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/09/2006
- English Translation of the IA filed on 08/09/2006
- Copy of the International Search Report filed on 08/09/2006
- Preliminary Amendments filed on 08/09/2006
- Information Disclosure Statements filed on 08/09/2006
- Oath or Declaration filed on 08/09/2006
- Request for Immediate Examination filed on 08/09/2006
- U.S. Basic National Fees filed on 08/09/2006
- Priority Documents filed on 08/09/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/588,814	PCT/AT05/00044	FRZ-114US

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Hubert Zangle et al.

Docket No.

FRZ-114US

Serial No.

10/588,814

Filing Date

August 9, 2006

Examiner

Group Art Unit

Invention: METHOD AND DEVICE FOR DETERMINING PARAMETERS OF FLUCTUATING FLOW (As Amended)

I hereby certify that the following correspondence:

Return Postcard

PTO-1390 + copy

PTO-2038

Copy of 371 Formalities Letter

Executed Declaration/POA (3)

PTO-1595 + Assignment (3)

(Identify type of correspondence)

Is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to:

Mail Stop PCT,

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on March 27, 2007

Amanda Kelly*(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)*EV 579429336 US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**